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MAY 14 2008

PTO/SB/31 (01-08)

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**NOTICE OF APPEAL FROM THE EXAMINER TO  
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Docket Number (Optional)

04615-0100

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)].  
on May 12, 2008

Signature

*Beverly L. Middleton*Typed or printed name Beverly L. MiddletonIn re Application of  
**Weiner**Application Number  
**10/606,074**Filed  
**June 25, 2003**For **Imbedded Vinyl Products and Method**Art Unit  
**1791**Examiner  
**Daniels**

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))

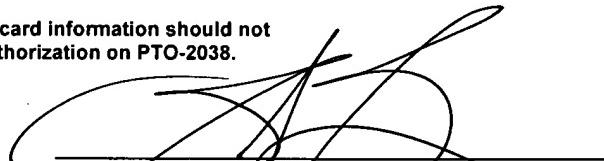
\$ 255.00

- Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ \_\_\_\_\_
- A check in the amount of the fee is enclosed.
- Payment by credit card. Form PTO-2038 is attached.
- The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.
- The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 133403. I have enclosed a duplicate copy of this sheet.
- A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

I am the

- applicant/inventor.
- assignee of record of the entire interest.  
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.  
(Form PTO/SB/96)
- attorney or agent of record.  
Registration number 43,152
- attorney or agent acting under 37 CFR 1.34.  
Registration number if acting under 37 CFR 1.34. \_\_\_\_\_



Signature  
**Stephen J. Stark**  
Typed or printed name

4237566600  
Telephone number

5/12/2008  
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required.  
Submit multiple forms if more than one signature is required, see below\*.

\*Total of 1 forms are submitted.

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application of: )  
WEINER )  
Serial No. 10/606,074 )  
Filed: June 25, 2003 )  
For: IMBEDDED VINYL PRODUCTS AND )  
METHOD OF PRODUCING SAME )

**NOTICE OF APPEAL TO THE BOARD**  
**OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Applicant has received the Final Office Action dated February 14, 2008 and cannot agree with the rationale provided for the rejection of the Applicant's arguments provided by the last Office Action. The Applicant hereby appeals to the Board of Patent Appeals and Interferences for the decision of the Examiner rejecting claims 1-20.

The \$255.00 Notice of Appeal Fee is enclosed. Please charge any additional fee or credit any overpayment to Deposit Account No. 13-3403. (A triplicate copy of this Notice is enclosed herewith).

Respectfully submitted,

MILLER & MARTIN

Stephen J. Stark

Reg. No. 43,152

Attorney for Applicant

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(423) 785-8229

**CERTIFICATE OF MAILING**

Date of Deposit: May 12, 2008

I hereby certify that this paper is being deposited with the United States Postal Service on the date indicated above with sufficient postage as first class mail in an envelope addressed to:

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Beverly L. Middleton  
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